

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS, EASTERN DIVISION**

MARION MISIAK and  
MARY BETH MISIAK,

Plaintiffs,

v.

No. 07 CV 6330

MORRIS MATERIAL HANDLING, INC., a  
foreign corporation, d/b/a P&H Cranes, P&H  
CRANES, individually and as a division of  
Morris Material Handling, Inc., WHITING  
CORPORATION, a foreign corporation,  
HUBBELL INCORPORATED, a foreign  
corporation, d/b/a Gleason Reel Corp., and  
GLEASON REEL CORP., a foreign  
corporation, a/k/a GRC International,  
individually and as a division of Hubbell  
Incorporated,

Defendants.

**PLAINTIFFS' ANSWERS TO HUBBELL  
INCORPORATED AND GLEASON REEL CORP.'S AFFIRMATIVE DEFENSES**

NOW COME the Plaintiffs, MARION MISIAK and MARY BETH MISIAK, by and through their attorneys, ROMANUCCI & BLANDIN, LLC, and as answers to the affirmative defenses pled by Defendants, HUBBELL INCORPORATED and GLEASON REEL CORP., state as follows:

1. Plaintiffs acknowledge the existence of a statute of repose but are unable to determine the applicability herewith. Plaintiffs further deny any and all remaining allegations contained in Paragraph 1 of Defendants' Affirmative Defenses.

2. Plaintiffs deny any and all remaining allegations contained in Paragraph 2 of Defendants' Affirmative Defenses and demand strict proof thereof.

3. Plaintiffs deny any and all remaining allegations contained in Paragraph 3 of Defendants' Affirmative Defenses and demand strict proof thereof.

4. Plaintiffs deny any and all remaining allegations contained in Paragraph 4 of Defendants' Affirmative Defenses and demand strict proof thereof.

5. Plaintiffs object to Paragraph 5 of Defendant's Affirmative Defenses as said defense calls for a mixed conclusion of law and fact that is for the determination of the judge and/or jury. Without waiving said objection, Plaintiffs acknowledge that the conduct of others may have been a contributing cause of Plaintiffs' injuries, but deny that it was the exclusive cause of such injuries. Plaintiffs further deny any and all remaining allegations contained in Paragraphs 5 of Defendants' Affirmative Defenses.

6. Plaintiffs acknowledge Defendants' right to request leave to file additional affirmative defenses as facts become known and Defendants' right to adopt affirmative defenses pled by others.

Respectfully Submitted,  
ROMANUCCI & BLANDIN, LLC

By:           /s/ Stephan D. Blandin          

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